

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

DAVID W. TAYLOR

CIVIL ACTION NO. 11-276-P

VERSUS

JUDGE STAGG

USA

MAGISTRATE JUDGE HORNSBY

MEMORANDUM ORDER

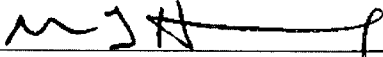
Before the Court is David W. Taylor's Motion for Modification of a Restitution Order and/or in the Interest of Justice. Taylor is incarcerated at the US Penitentiary in Pollock, Louisiana. He seeks to have the restitution order imposed in the United States District Court for the Eastern District of Tennessee modified. He names the United States of America as respondent.

This Court has construed Petitioner's motion as a § 2255 motion because he is challenging the validity of his sentence. A §2255 motion must be filed in the sentencing court because only the court where the petitioner was convicted and sentenced has jurisdiction to hear the motion. Pack v. Yusuff, 218 F.3d 448 (5th Cir. 2000). Petitioner was sentenced in the United States District Court for the Eastern District of Tennessee.

Accordingly;

IT IS ORDERED that Plaintiff's § 2255 motion be transferred to the United States District Court for the Eastern District of Tennessee, the court which imposed the sentence Petitioner is challenging.

THUS DONE AND SIGNED in chambers, in Shreveport, Louisiana, this the 24th
of April 2012.



MARK L. HORNSBY
UNITED STATES MAGISTRATE JUDGE